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# **CITY OF SAN DIEGO COUNCIL DOCKET**



## **COUNCIL PRESIDENT**

**Todd Gloria • Third District**

## **COUNCIL PRESIDENT PRO TEM**

**Sherri Lightner • First District**

## **COUNCIL MEMBERS**

**Kevin Faulconer • Second District**

**Vacant • Fourth District**

**Mark Kersey • Fifth District**

**Lorie Zapf • Sixth District**

**Scott Sherman • Seventh District**

**David Alvarez • Eighth District**

**Marti Emerald • Ninth District**

**Andrea Tevlin  
Independent  
Budget Analyst**

**Jan Goldsmith  
City Attorney**

**Liz Maland  
City Clerk**

<b>Council Chambers, 12<sup>th</sup> Floor, City Administration Building</b>
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**MONDAY, FEBRUARY 10, 2014 – AND – TUESDAY, FEBRUARY 11, 2014  
(Adjourned)**

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
MONDAY, FEBRUARY 10, 2014, AT 2:00 PM  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sandiego.gov>. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times, ranging from five business days to two weeks. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Chambers upon request.

**NOTE:** The City Council will convene for a Special Council Meeting at 1:00 p.m. to provide the public with an opportunity to comment on the Special Closed Session Agenda then the Council will adjourn into Closed Session from 1:00 p.m. to 2:00 p.m. Copies of the Closed Session agenda are available in the Office of the City Clerk. The public portion of the meeting will begin at 2:00 p.m.

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF COUNCIL MINUTES**

The Council Minutes of the following meetings will be approved by Unanimous Consent unless pulled for discussion:

1/13/2014 - Adjourned

**SPECIAL ORDERS OF BUSINESS**

None.

**ADOPTION AGENDA, CONSENT ITEMS**

The Consent items listed beginning on the next page are considered to be routine, and the appropriate Environmental Impact Reports have been considered. These items are indicated on the docket by a preceding asterisk (\*). Because these items may be handled quickly, if you wish to be heard submit your Request to Speak form prior to the start of the meeting.

**NON-AGENDA PUBLIC COMMENT**

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Per Section 22.0101, Rule 2.6, of the San Diego Municipal Code, comments are limited to three minutes per speaker, and three minutes per subject regardless of the number of people requesting to speak on that subject.

**MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY,  
CITY CLERK COMMENT**

**UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)**

**REQUESTS FOR CONTINUANCE**

The Council will consider requests for continuance based on when the item was noticed to be heard.

**ADOPTION AGENDA, CONSENT ITEMS**

**ORDINANCES INTRODUCED AT A PREVIOUS MEETING, READY FOR DISPENSING WITH THE READING AND ADOPTION:**

- \* ITEM-50: Proposal to Amend the Centre City Planned District Ordinance and Local Coastal Program for the Establishment of an Industrial Buffer Overlay Zone Near the Solar Turbines Industrial Complex Located at 2200 Pacific Highway. (District 3.)

**ITEM DESCRIPTION:**

The proposed amendments to the Centre City Planned District Ordinance (CCPDO) would establish an Industrial Buffer (IB) Overlay Zone prohibiting residential and other sensitive land uses in an area near Solar Turbines in the northern Little Italy neighborhood of the Downtown Community Plan (DCP) area. The purpose of the IB Overlay Zone is to reduce potential conflicts between inconsistent land uses and facilitate the continued operation of Solar Turbines with the economic development and employment opportunities it provides at its current location. The proposed amendments would further provide clear regulations and procedures for future development located within the IB Overlay Zone consistent with the adopted goals and policies of the 2008 City of San Diego General Plan.

**CITY COUNCIL'S RECOMMENDATION:**

Adopt the following ordinance which was introduced on 1/28/2014, Item 331, Subitem A. (Council voted 8-0. Councilmember Kersey not present):

(O-2014-80)

Amending Chapter 15, Article 6, Division 3, of the San Diego Municipal Code, by amending Sections 156.0302 and 156.0307 and Figure C, relating to the establishment of an Industrial Buffer Overlay District in the Centre City Planned District;

This ordinance establishes an Industrial Buffer Overlay District within the Centre City Planned District, which prohibits residential, educational facilities for Kindergarten to Grade 12, child care facilities, hospitals, intermediate care facilities, and nursing facilities land uses, to minimize potential land use incompatibilities with existing industrial uses.

\* ITEM-51: Living Wage Ordinance Proposed Amendments. (Citywide.)

**ITEM DESCRIPTION:**

This report proposes various amendments to San Diego Municipal Code Chapter 2, Article 2, Division 42, intended to clean up, clarify and strengthen enforcement of the Living Wage Ordinance.

**CITY COUNCIL'S RECOMMENDATION:**

Adopt the following ordinance which was introduced on 1/28/2014, Item S501. (Council voted 8-0. Councilmember Kersey not present):

(O-2014-83 Cor. Copy 2) (Rev. 2/7/14)

Amending Chapter 2, Article 2, Division 42, of the San Diego Municipal Code, by amending Sections 22.4201, 22.4202, 22.4205, 22.4210, 22.4215, 22.4220, 22.4225, 22.4230, 22.4235, 22.4240, and 22.4245, all pertaining to the City of San Diego Living Wage Ordinance. This ordinance amends the Living Wage Ordinance (LWO) of the San Diego Municipal Code by amending sections 22.4201, 22.4202, 22.4205, 22.4210, 22.4215, 22.4220, 22.4225, 22.4230, 22.4235, 22.4240, and 22.4245 thereof. This ordinance amends the Living Wage Ordinance to: (1) require that a prime service contractor use its own employees for at least fifty percent of the work described in the contract for services; (2) lengthen the statute of limitations from one to three years for a covered employee to file a lawsuit against a covered employer; (3) allow the City Manager to refer violations of this Division to appropriate local, state and/or federal agencies and authorities; (4) require the City Manager to take enforcement action if a determination is made that a covered employer has violated this Division two or more times within a two-year period; (5) add definitions for compensated leave, health benefits, prime service contractor, unfair immigration-related practice and willful violation; and (6) clarify requirements related to a covered employer's provision of noticing, the payment of prevailing wages, and the availability of penalty damages to covered employees through private lawsuits. This ordinance also amends the Living Wage Ordinance to make non-substantive changes to conform the formatting to current, standard San Diego Municipal Code conventions, to make the subsections more consistent with one another, and to remove out-of-date information such as particular effective dates.

**ADOPTION AGENDA, CONSENT ITEMS**  
**RESOLUTIONS:**

- \* ITEM-100: Approve Exercise of Options to Extend Agreement for Library Janitorial Services with T and T Janitorial, Inc.

**ITEM DESCRIPTION:**

This action is to approve an award of an extension of a contract with T and T Janitorial for the remainder of the second option year (February 1, 2014, through September 23, 2014) in the amount of \$219,723, and for the third option year (September 24, 2014, through September 23, 2015) in the amount of \$343,936 (for a five-year total of \$1.6 million) to provide janitorial service to branch libraries.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2014-435 Cor. Copy)

Authorizing the Council President, or his designee, to exercise, for and on behalf of the City, the second and third options to extend that certain contract, with T and T Janitorial, Inc., for the provision of janitorial services at various City library facilities as set forth therein;

Authorizing the Chief Financial Officer to expend up to \$219,723 for the remainder of the second option year (February 1, 2014, through September 23, 2014) of the contract (Fund No. 100000), for the provision of janitorial services pursuant to the contract with T and T Janitorial, Inc.;

Authorizing the Chief Financial Officer to expend up to \$343,936 for the provision of janitorial services pursuant to the contract with T and T Janitorial, Inc., for a total contract amount not to exceed \$1.6 million, contingent upon the adoption of the FY15 Appropriation Ordinance, and contingent upon certification by the City Comptroller that funds have been appropriated and are available for this purpose, and contingent upon the exercise by the City of the third option for the period beginning September 24, 2014, and ending September 23, 2015.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The total not-to-exceed authorization is for \$1.6 million for T and T Janitorial, Inc. Funds for the second option year certified for the amount of \$219,723, and are available in Fund No. 100000, Dept. 1713.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

This item was heard by the Public Safety and Livable Neighborhoods Committee meeting on January 29, 2014, and forwarded to the full City Council for approval.

ACTION: Motion by Councilmember Cole, second by Councilmember Zapf, to approve.

VOTE: 3-0-1; Emerald-yea, Zapf-yea, Cole-yea, Kersey-absent.

Barrow/Villa

Primary Contact\Phone: Deborah Barrow\619-236-5843

Secondary Contact\Phone: Bruce Johnson\619-236-5845

City Attorney Contact: Gleeson, Carrie L.

- \* ITEM-101: Bureau of Reclamation WaterSMART Water and Energy Efficiency Grant Application for the City of San Diego Turf Replacement Rebate Program.

**ITEM DESCRIPTION:**

This action will adopt a resolution that will authorize the application, acceptance and expenditure of grant funds from the U.S. Bureau of Reclamation (USBR) WaterSMART Water and Energy Efficiency Grant Program for the City of San Diego Turf Replacement Rebate Program.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2014-434)

Authorizing the Council President, in his capacity under San Diego Charter Section 265(i), or his designee, to make application, for and on behalf of the City, to the U.S. Department of the Interior, Bureau of Reclamation, for grant funding under the WaterSMART Water and Energy Efficiency Program, and to take all necessary actions to secure funding in an amount not to exceed \$250,000, to be used for the City of San Diego Turf Replacement Rebate Program, in the form of the grant application;

Authorizing the Council President, in his capacity under Charter Section 265(i), or his designee, to take all necessary actions to secure the above grant;

Declaring that on receipt of the above grant, the Chief Financial Officer is authorized to expend an amount not to exceed \$250,000 from Water Fund No. 700011 as matching funds for the City of San Diego's Turf Replacement Rebate Program;

Declaring that the acceptance of the grant is contingent upon the approval of the FY 2015 Appropriations Ordinance and the ability of the City Comptroller to certify the availability of \$250,000 from Water Fund No. 700011 as matching funds in FY 2015;

Authorizing the Chief Financial Officer to establish a separate interest-bearing account for the abovementioned grant funds and to deposit grant funds received in such account.



**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

Total project cost is \$500,000 (\$250,000 in USBR WaterSMART grant funds and \$250,000 from City matching funds from Water Fund 700011 to be appropriated and expended in FY15). A total of 500,000 square feet in turf will be replaced at a rebate of \$1.00 per SF.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:** None.

Sasaki/LoMedico

Primary Contact\Phone: Wilson Kennedy\858-614-4070, MS 901

Secondary Contact\Phone: Terrell Breaux\858-292-6469, MS 901

City Attorney Contact: Palmucci, Raymond C.

- \* ITEM-102: Application for Sustainable Communities Planning Grant-Balboa Station Area Planning Study. (Pacific Beach and Clairemont Mesa Community Areas. Districts 2 and 6.)

**ITEM DESCRIPTION:**

Requesting approval to apply, appropriate and expend grant funding under the Sustainable Communities Planning Grant Program, administered by the State of California Strategic Growth Council (SGC) to conduct a Balboa Station Area Planning Study.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2014-430 Cor. Copy 2)

Authorizing the Council President, in his capacity under Charter Section 265(i), or his designee, to apply, accept, and take all necessary actions to secure up to \$800,000 in Sustainable Communities Planning Grant funds awarded by the California Strategic Growth Council for the preparation of the Balboa Station Area Planning Study;

Approving the filing of an application for the Balboa Station Area Planning Study in order to become a sustainable community;

Certifying that the City Council understands the assurances and certification in the application;

Certifying that sufficient funds will be available to develop the Balboa Station Area Planning Study or will secure the resources to do so;

Certifying that the Balboa Station Area Planning Study will comply with any applicable laws and regulations;

Appointing the Chief Financial Officer, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the Balboa Station Area Planning Study;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$40,000 in cash from Fund 100000, Cost Center 1611150012 and \$40,000 in in-kind funds, if the grant funding is secured, and contingent upon the Chief Financial Officer certifying that funds are available, for the purpose of funding grant match requirements;

Authorizing the Chief Financial Officer to establish a special interest-bearing account, if required;

Authorizing the Chief Financial Officer to appropriate and expend an amount not to exceed \$800,000 in Sustainable Communities Planning Grant funds from Fund 600001, Grant 1000423-2014, for the purpose of preparing a Balboa Station Area Planning Study, if the grant funding is secured, and contingent upon receipt of a fully executed grant agreement from the California Strategic Growth Council.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

There is a total ten percent (10%) local match. At least five percent (5%) must be a cash match. A total of \$40,000 in matching funds will be provided by the General Fund and \$40,000 will be provided as an in-kind match. If grant is awarded match funds will come from: Cost Center 1611150012; Fund 100000; and GL 512059.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:** N/A

Fulton/Chadwick

Primary Contact\Phone: Melissa Garcia\619-236-6173

City Attorney Contact: Vonblum, Heidi K.

- \* ITEM-103: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

**TODAY'S ACTION IS:**

Adopt the following resolution:

(R-2014-318)

Declaring a continued state of emergency to persist relative to the escalated discharge of raw sewage from Tijuana, Mexico, pursuant to California Government Code Section 8630;

Authorizing the Mayor, or his designee, to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage;

Declaring that the measures previously taken in accordance with Resolution Number R-282544 shall continue to have full force and effect.

- \* ITEM-104: Declaring a Continued State of Emergency Due to Severe Shortage of Affordable Housing in the City.

**TODAY'S ACTION IS:**

Adopt the following resolution:

(R-2014-351)

Declaring a continued state of emergency due to severe shortage of affordable housing in the City of San Diego, pursuant to California Government Code Section 8630;

Declaring that the measures previously taken by the City Council in Resolution Number R-296982 shall continue to have full force and effect.

**ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS**

**RESOLUTIONS:**

ITEM-200: Revision to City of San Diego Reserve Policy - General Fund Reserve Policy and Risk Management Reserve Policy: Workers' Compensation, Public Liability and Long-Term Disability. (Citywide.)

**ITEM DESCRIPTION:**

Council Policy 100-20 entitled "Reserve Policy" is amended and superseded for sections titled "General Fund Reserve Policy" and "Risk Management Reserve Policy" which include the subsections for "Public Liability Fund Reserve," "Workers' Compensation Fund Reserve" and "Long-Term Disability Fund Reserve."

The City Council Reserve Policy (Policy) 100-20, effective December 15, 2011, is revised to update and strengthen the City's reserves, clarify the reserve structure and provide additional transparency for the General Fund reserve calculation.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2014-444)

Amending Council Policy 100-20 entitled "Reserve Policy;"

Instructing the City Clerk to update the Council Policy Manual to include revised Council Policy 100-20.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The revision to the Reserve Policy will change the funds held in General Fund Reserves from approximately \$86 million to \$150 million. In addition, the City currently has in fund balance approximately \$27 million in Excess Equity, which represents the portion of the reserves in excess of the 14% recommended General Fund Reserve Policy.

The proposed policy for the Workers' Compensation Reserve reduces the target goal from 50% to 25%. This goal is projected to be met in FY 2014. Future annual contributions of \$8.1 million Citywide (\$6.6 million General Fund), projected in the FY 2015-2019 Five-Year Outlook will not be required contributions since the policy goal will be met in FY 2014.

The Public Liability Reserve target goal was updated based on the most recent actuarial valuations. Future annual contributions were reduced from \$3.9 million, as published in the FY 2015-2019 Five-Year Outlook, to \$3.2 million, subject to future adjustments upon review of progress to reach the 50% funding target by FY 2019.

The Long-Term Disability target goal was increased from \$12 million to \$17 million based on the most recent valuation. Future annual contributions of \$1.6 million remain the same as published in the FY 2015-2019 Five-Year Outlook.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

Council approved the Reserve Policy as Ordinance No. O-19679 on November 20, 2007, and approved revisions as Resolution No. R-303941 on July 29, 2008. The most current revision was approved by City Council on December 15, 2011 (Resolution No. R-307154).

This action was heard by the Budget and Government Efficiency Committee on January 29, 2014, and forwarded to the full Council with a recommendation to approve.

**ACTION:** Motion by Councilmember Faulconer, second by Councilmember Alvarez, to recommend approval of staff's recommendation and forward to full City Council.

**VOTE:** 4-0; Gloria-yea, Lightner-yea, Faulconer-yea, Kersey-absent, Alvarez-yea.

Canizal/Lewis

Primary Contact\Phone: Mary Lewis\619-236-5941

Secondary Contact\Phone: Julio Canizal\619-236-5932

City Attorney Contact: Will, Brant C.

ITEM-201: Fiscal Year 2013 Comprehensive Annual Financial Report (CAFR).

**ITEM DESCRIPTION:**

Fiscal Year 2013 Comprehensive Annual Financial Report (CAFR).

**CITY COMPTROLLER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2014-427)

Declaring that the City's Fiscal Year 2013 Comprehensive Annual Financial Report (CAFR) is received by and filed with the City Council.

**SUPPORTING INFORMATION:**

FISCAL CONSIDERATIONS: N/A

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

This item was heard at Audit Committee on January 13, 2014, and again on January 27, 2014. Audit Committee voted to forward the CAFR to the City Council to be received and filed.

**ACTION:** Motion by Councilmember Sherman, second by Chair Faulconer, to receive the Comprehensive Annual Financial Report (CAFR) and forward it to the City Council for hearing.

**VOTE:** 5-0; Faulconer-yea, Sherman-yea, Schreiner-yea, Valdivia-yea, Hebrank-yea.

Whitfield/Lewis

Primary Contact\Phone: Rolando Charvel\619-236-6869, MS 6A

Secondary Contact\Phone: Ken Whitfield\619-236-6162, MS 6A

City Attorney Contact: Will, Brant C.

**ADOPTION AGENDA, DISCUSSION, HEARINGS**

**NOTICED HEARINGS:**

ITEM-202: Camino de la Plaza Public Right-of-Way Vacation, Project No. 291306. (San Ysidro Community Plan Area. District 8.)

**ITEM DESCRIPTION:**

An application for a Public Right of Way Vacation on Camino de la Plaza Street to summarily vacate a 5,125 square-foot portion of Camino de la Plaza Street's undeveloped parkway located on south side of Camino de la Plaza Street and west of Spies Lane.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2014-409)

Adoption of a Resolution vacating Camino de la Plaza (Right-of-Way Vacation No. 1230549), Project No. 291306, as more particularly described in the legal description marked as Exhibit "A" and shown on Drawing No. 37167-1 through -4-B, marked as Exhibit "B," which are by this reference incorporated herein and made a part hereof;

Directing Development Services Department to record a certified copy of this Resolution with attached exhibits, attested by the City Clerk under seal, in the Office of the County Recorder.

**NOTE:** This item is not subject to the Mayor's veto.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

No fiscal impact. All costs associated with the processing of the application are recovered through a deposit account funded by the applicant.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:** None.

Vacchi/Villa/td

Primary Contact\Phone: Tim Daly\619-446-5356, MS 501

City Attorney Contact: Inga Lintvedt



**CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT**

In accordance with the San Diego City Council Permanent Rule for Noticing and Conduct of Closed Session Meeting, adopted on February 28, 2005, this portion of the agenda is reserved for City Attorney comment, public comment, and City Council discussion of the content of the Closed Session Agenda. Public testimony on Closed Session items is taken in Open Session on Mondays, except when there is no Monday meeting. Public testimony on Closed Session items is always taken prior to the actual Closed Session. Closed Session may take place any time after public testimony, but is typically held on Tuesdays at 9:00 a.m. The Closed Session Agenda is separately available in the Office of the City Clerk and also posted at the same locations as the Open Session Agenda, including the City internet address.

**NOTE:** Members of the public wishing to address the City Council on any item on the Closed Session Agenda should reference the Closed Session item number from the Closed Session Docket on the speaker slip. Speakers may speak “in favor” or “in opposition” to the subject.

**Information Item - No Action Required - The City Council shall:**

1) Consider any oral report from the City Attorney or City negotiators; 2) Accept testimony from any member of the public wishing to address the City Council on any item appearing on the Closed Session Agenda; 3) Allow for questions and discussion by Council Members, limited to the facts as disclosed by the City Attorney or City negotiators and the basis or justification for consideration of the matter in Closed Session; 4) Refer matters discussed to Closed Session.

PUBLIC NOTICES:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-250:    **Notice** of Pending Final Map Approval - The Village at Pacific Highlands Ranch Unit 1.

Notice is hereby given that the City Engineer has reviewed and will approve on the date of this City Council meeting that certain final map entitled "The Village at Pacific Highlands Ranch Unit 1" (V.T.M. No. 1113594, PTS No. 326289), located on the northeast corner of Carmel Valley Road and Village Center Loop Road, in the CC-1-2 zone, within the Pacific Highlands Ranch in Council District 1, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 PM, 10 calendar days from the date of this City Council meeting stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Gregory P. Hopkins (619) 446-5291.

ITEM-251: Submission of Ballot Proposals for the June 3, 2014 Ballot.

**SUBMISSION OF BALLOT PROPOSALS  
FOR THE JUNE 3, 2014 BALLOT**

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket 127 days prior to the election the ballot proposals which have been referred to Council following Committee review.

Therefore, the City Clerk's Office has established the following administrative guidelines for the June 3, 2014, election\*:

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Friday	1/10/14	144	LAST DATE (10:00 a.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Committee.
Wednesday	1/15/14	139	Committee review.
Monday	1/27/14	127	Council Docket (PUBLIC NOTICE) lists proposals referred by Committee.
Monday	1/27/14	127	Council adopts propositions for ballot; directs City Attorney to prepare ordinances.
Monday	2/10/14	113	Council adopts ordinances prepared by City Attorney.
Friday	3/7/14	88	Last day for City Clerk to file with Registrar of Voters all elections material.
Thursday	3/20/14	75	Last day to file ballot arguments with City Clerk.

If you have questions, please contact the Office of the City Clerk at (619) 533-4025.

ITEM-252: Arguments Supporting or Opposing Propositions

For propositions approved by the Council for submittal to the qualified voters of the City of San Diego at the Municipal Primary Election to be held on Tuesday, June 3, 2014, the City Clerk has fixed 5:00 p.m. on Thursday, March 20, 2014, as a reasonable date prior to such election after which no arguments for or against City Propositions may be submitted to the Clerk.

Any argument for or against any City proposition shall not exceed 300 words in length and may be filed by the Council, or any member or members of the Council authorized by the Council, or the bona fide sponsors or proponents of the measure, or any bona fide association of citizens or individual voter, or any combination of voters and associations.

All arguments must be accompanied by a statement signed by each author that the argument is true and correct to the best of his/her knowledge and belief. (Forms for this statement are available in the Office of the City Clerk or at <http://www.sandiego.gov/city-clerk/forms/pdf/argumentsigform.pdf>.)

San Diego Municipal Code Section 27.0512 provides the priority for selection if more than one argument is submitted for, or against, any measure.

An argument shall not be accepted unless accompanied by the name or names of the person or persons submitting it, or if submitted on behalf of an organization, the name of the organization and the name of at least one of its principal officers. No more than five signatures shall appear with any argument submitted. In case any argument is signed by more than five persons, the signatures of the first five shall be printed.

Arguments may be changed or withdrawn by their proponents until and including the date fixed by the City Clerk.

Arguments shall be submitted to the City Clerk at the Office of the City Clerk, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, California, 92101.

## ITEM-253: Primary Election Public Exam Period.

January 24, 2014

Pursuant to San Diego Municipal Code Section 27.0403, candidate statements, the propositions and related ballot materials for said candidate races and propositions, to be submitted to the voters within the City of San Diego at the election of June 3, 2014, will be available for public examination for ten (10) calendar days prior to being submitted for printing in the sample ballot. During the examination period, any voter registered in the City may seek a writ of mandate or an injunction requiring any or all of the ballot or sample ballot materials be amended or deleted. Please note the following examination periods:

<u>Document</u>	<u>Start Date</u>	<u>End Date</u>
Candidate Statements of Qualification <b>and</b> Designations of Principal Profession or Occupation	March 7, 2014	March 16, 2014
Ordinances calling election <b>and</b> Ordinances placing measures on the ballot	March 10, 2014	March 20, 2014
City Attorney's impartial analysis, ballot title and summary, <b>and</b> Mayor/IBA/City Auditor's fiscal analysis	March 18, 2014	March 27, 2014
Ballot arguments	March 21, 2014	March 30, 2014

For additional information regarding this matter, please contact the Office of the City Clerk at (619) 533-4000.

NON-DOCKET ITEMSADJOURNMENT IN HONOR OF APPROPRIATE PARTIESADJOURNMENT